WEDNESDAY, Nov. 17-r. M.

Stocks had a steadily improving tendency through

out the day, and the market was tolerably active for

most of the speculative shares dealt in at the Board.

The movements originate mainly with some of the

I told him I had called on Mr. Buchanan," but we must say, "I informed him that I had paid my respects to the President." A half uncon-clous sense of linguistic congruity suggested the perfect formation of the sentence when we used the Romance words, Most of the passages of Scripture which were hest remembered were of Saxon words alone. So far was this true, that of two accounts of the same thing, given by diff-rent Evargelists, we remembered and quoted only that which was most Sexon in expression. The instancewhich Mr. Marsh gave of this was particularly striking.

In Matthew's account: i Matthew's account:
"And the rain descended, and the floods came and the winds
"", and less open that house, and it foll, and great was the The only foreign word descended was used merely

because fell was wanted further on; while in Luke's:
"Against which the stream did neat vehemently, and immediately it fell, and the roin of tout house was great."

There were three fuengs words, rehemently, immediately and rurn. How much more farmhar we were with the version of Matthew. Of the cotemporery writers, Langdon, the author of 'Pier's Ploughman, 'Wyckliffe and Chancer, the latter alone, introduced the foreign element largely. Langdon and

Wyckliffe wrote mostly for the people, and of the first, 2,600 words of "Pier's Plonghuan," only 4 per cent were not Saxon. Chaucer, writing principally for ladies and cavaders who spoke Norman, would naturally introduce it, reprecially in works which he translated from that language. At the same time his syntax remained substantially Saxon. The poetic power of the language was wonderfully developed by him. Hat the English been able to retain their possessions in France the English language would probably never have been cultivated. The ecclesiastical separation of England from the Continent also worked strongly t ward the development of the English as an independent

MARINE AFFAIRS.

language.

SLOOP CAPSIZED.-The sloop Hunter, of and from Rocksway for Haverstraw, for a cargo of bricks, when off Stryker's Bay on Tuesday, especial and filled while under single-reefed sais. The sloop Anna being near by, rounded to, sent a yawl and took off the captain, Wm. Tatterson, and Richard Jackson, and brought them to this city. On Wedresday morning the sunken sloop had dritted down as far as Governor's Island, where she was found and taken in charge by Officer W. H. Decker of the Harbor Police, who se cured the services of two small steam-tugs, and had her brought into the barge-office pier at Whiteball, where he righted her and bailed her out. The captain, in the meantime, made his appearance.

WRECK OF THE CLAUD. A subscription is being raised partly for the purpose of alleviating the losses of the survivors of the abovenamed bark, but principally to reward the gallantry of the American sailors of the ship Isaac Bell, who so nobly risked their lives in order to rescue them. Subscriptions are received at Mesers Duncan Sherman

A NEW STEAMSHIP. Mr. William II. Webb has formed a contract and commenced the work for another fine steamsh p to ply between New-York and ports in Virginia, in concert with the steamers Roanoke and Jamestown, of Henry Ludlam's line. This ship will be 250 feet in length, 33 feet breadth of heam, and 17 feet depth of hold; will have two beam engines, and be in all respects a first class steamer for coast service-handsomely mod-

and will probably be ready for sea in seven months. THE GENERAL ADMIRAL.

eled, strongly built and elegantly equipped.

The 72 gun frigate General Admiral will continue on the large balance dock, foot of Pike street, till Saturday. Thus Thursday and Friday will be afforded for inspection by the public.

building under the superintendence of Capt. Skiddy,

NOVEL EXPERIMENT IN SHIP BUILDING. The Boston Journal descripes a steumer which is now being built at East Boston, and to be propelled in a novel manner. She is built as an experiment, the inventor being furnished with the necessary fands by some of the leading skip builders of Boston. The bull is fifty-two feet long, and thirteen feet wide at the hull is fifty-two feet long, and thirteen feet wade at the stern, and tapers gradually at the bows, which are very sharp. She is five feet deep. On deck she will have a cabin nineteen feet long. She will be worked by an engine of twelve horse power, to which will be attached two propellers—one at the stern, t-ree feet in diameter, to work in the water, and one at the stem, eight feet in diameter, to work in the air. The air propeller is attached to a shaft which conserved. eight heef in diameter, to wan the connects with the eng ne, and also with the water propeller at the stern. It is supported by a post at the stem. Both propellers will be worked by steam. The smoke pipe will lie horizontally on the deck. The inventor is con-ficient that by this arrangement he can easily get 25 to 30 miles an hour speed, out of this craft. THE AMERICAN LLOYD'S.

We have received from the Messrs, G. & G. W. Blunt, the ninth supplement of the New-York Marine Register. The editors and compilers of this excellent work are no v Jabez Williams, late stipbuilder; Captains Jas. C. Luce, Oluey Lovett, A. B. Clark, Alex. C. Marshall, F. J. W. Barkeren, J. S. Farran, Thee, D. Taylor, Richard C. Hattsherne, Inspectors for the Underwriters, and John F. H. King, ship wright. The steam department is under the supervision of James Montgomery, esq., the well-known

From Messrs, Root & Anthony we have also received Supplements Nes, 12 and 13 of the New-York Marine Register, with revisions and corrections to

CITY ITEMS.

NOVEMBER WESTHER .- What a thing of beauty is a day like yesterday, coming after, and in well-remembered contrast, with the dark, stormy one that preceded it! "How cold!" was the shivering cry of all who felt the first pinching cold of our early Winter-"the late severe spell." Late, for it has, we hope, passed away.

How bright! how beautiful! how glorious! and, comparatively, how warm, though not very warm, it was yesterday! Yesterday, the seventeenth day of November, A. D. 1858. How the golden sun lifted his head, at seven o'clock, above the eastern horizon into a clear blue sky, and sent a flood of rich, warm rays aslant the earth. And how they mellowed down the rigid tone of the atmosphere of twelve hours previous, driving back to his polar home the great key bear that had rather prematurely come down to devour the Autumn fruits and flowers that still liegered here in our temperate zone. Was ever sun n ore gladly welcomed? Had ever people more cause to be thankful upon their annual, old-established. Governor-proclaimed day of universal thanksgiving universal feasting and little thank-giving?) than the people of this city had and have, for this glorious Autumn day that marshaled this one set spart for feasts and thanks. It was a sunny assurance that Winter had not yet commenced its unceasing career of rigor-of cold and storm; of sleet and snow, and ice and piercing north winds. Not yet, but prescutly. A little more sun-a little more of Autumn-dear, delightful American Autumn weather -and the Winter will come in earnest. This little touch of cold November weather is only to warn us all to prepare. We should be always prepared, for we know not what a day may bring forth. A day, or a week or two, or perhaps a month, will bring Winter in its reverity, when we may not look for such a day as vesterday, and then-ah then! Then or now, will you who sit by warm fires think of those who have none! New is the time. Now-to-day-while full fed and feeling thankful for all the good gifts of a genial Summer, and frostless Autumn, and while the remen brance of the "celd snap" is still in your mind, go and carry a little sunshine into the nome of some poor widow.

words. Thus we might well say: "The man I she did not realize all its beauty, for being thinly clad, baxing neither furs nor warm shawl, she felt the likely to say: "The gertle man I purchased the house strong wind that blew from beyond the bills covered of;" we would be much more like to say: "The with show. She knew it was pleasant, but she telt "gentleman of whom I purchased the house." that it was still cold. She could not feel as you did, So, the conjunction that was much more easily wrapped in steat woolen that defied the wind. Would left out when Saxon words were used; we could say, you enjoy your Thanksgiving feast? Go first and make that widow's household glad. Give her something to be thankful for, and then you will be thankful for such blessed pure air, such deli, htful November weather as we had yesterday. If you know no other, we can tell you of one of whom none can be found worthier. For five years past you may have seen a woman with a pale and peculiarly New-England face, tending her little stand in the Crystal Palace. She began with \$1 worth of little things to sell visitors. She had no more. She had no health and strength to work, yet she had to do something to support herself and two little boys and aged mother, that her dying tusband had bequeathed to her care. So she took that stand, and in time the stock grew. By and by she bought goods on credit, until that fatal fire swept off from the poor widow's stand some seven hundred dollars worth of goods, leaving her not only destitute bu desolate, for her employment was also destroyed, and she left helpiess and unable to furnish forth the Thanksgiving dinner that from time immemorial has been enten in her old homestead. Such a woman does not want to be a beggar, or a recipient of courity, yet what is she to do unless some kind heart should be warmed this Winter by warming hers.

To one full of wealth, what is a hundred dollars? Go ask that widow of the Crystal Palace what would be the value of a hundred dollars. Ah! or ten, or five, or one, just row, when November north winds are chilling her blood, and pinching the bare feet of these two beautiful, bright little boys. It is Thanksgiving to you to-day. Is it so-how can it be so-to her, and to many others equally in want? Women and children who look upon such a sunny day as yesterder as one of the blessines that no conflagration can deprove them of. Who shall store up a little of that surshine to carry to the widow's dreary home when she locks in vain for it spread out over the broad

OPERA MATINEE.-The last of these popular entertainments is announced for this afternoon at the Academy, when the whole of " La Traviata " will be given, Mile. Picolomini sustaining her role of Violetta. This will be the only opportunity of witnessing her in this character prior to the departure of the company for Boston. Madame Laborde appears in the second act of the "Barber," and in the music-lesson scene will introduce two pieces written expressly for her. The programme in detail will be found in our advertising

The Mendelszohn Union will perform to-night "Metdelssehn's St. Paul," at the Cooper Institute, assisted by a full orchestra.

An interesting concert takes place this evening at Dogworth's Rooms, Broadway, at which Mile. Landi (who sails next week for Europe) appears. The other artists engaged are Mile. Cairoli, soprano; Mr. Sandersen, the planist: M. Edgard, from the French Opera Comique: and Signor Bernardi, baritone. The programme is varied and attractive.

The mails will close to-day at 12 o'clock, after which the Post-Office will close for the day.

The managers of the Wilson Industrial School intend giving the children of that institution a Thanksgiving denser to-day, at their house, No. 137 Avenue A. The doors will be open for visitors from 124 to 3 o'clock. Any conation in money, food or clothing will be most thankfully received, and may be sent to the School, or to Mrs. Abernethy, No. 14 East Fourteenth street.

To-day being Thanksgiving, there will be no business transacted in the Courts.

The Rev. Dr. Bellows will preach a Thanksgiving sermon this morning in All Souls Church.

At a late hour yesterday afternoon, Cornelius V. Anderson, of the Board of Ten Governors, was very low, and not expected to survive the night.

BULL's HEAD. - Over 3,600 head of animals called beef cattle were yarded at Forty-fourth street for the supply of butchers this week, and a total of over 5,000 have been received in the city. The supply is and has | ruled, however, by the majority of the Court. been for several weeks remarkably large, yet all find purchasers—the mean ones, it is true, at very low figures, many of them selling at 6 to 7 cents a pound for tie ment, not counting the hide. It is needless to count the fat, for that is not to be found. The demand dancing crib of Patrick Facley in Columbia street, on vesterday for good butchers' cattle was active, and prices 8; to 9 cents, and 9; to 10 cents for those of extra good quality, such as those buy who furnish our great hotels, and cating-houses, and steamships, and families who are rever content with anything but first cuts of first-rate bullocks. The vast increase of consumption of beef cattle this Fall over last is worthy of note. Still there appears to be no lack of supply, as may be seen by a slight reference to our market reports, or by taking a look any market-day at the stock in the great market-place corner of Fifth avenue and Forty-fourth street. Counting the 5,000 bullocks sold this week at \$50 only per head, the business will be seen to be a very large one.

STRAMER ALICE PRICE. -This favorite steamer, that met with a slight accident a few days ago, resumes trues to Shrewsbury, &c., to-day, leaving Robinsonstreet Pier at 12 o'clock noon. She has been thoroughly repaired, and the painters, in consideration of the cold weather, have given her a new coat, which if not warm is certainly very becoming.

Linke Surr.-Sr. Antonio José de Yrissarri, one of the Ministers from the Republic of Nicaragon to the Government of the United States, has sued the proprieters of The N. Y. Times for libel, laying the damages to his character at the sum of \$25,000.

PUBLIC SCHOOL MEDALS .- The friends of concation are doing nobly. In addition to those noticed a few

days since, the following have been added: | April | Apri

BURNED.-Martha Lyons, aged 44 years, married, a native of Boston, was admitted into Bellevue Hospital on Tuesday right, at 10 o'clock. She was severely burned by her clothes catching fire in the house No. 76 Norfolk street, and is in a very dangerous condition.

Chines and Castalties .- Officer Williams, of the Sixth Precinct, yesterday morning arrested one Anthony Lowry, charged with having broken into a factory in Jersey City, and steaming therefrom, among other things, nine pieces of Trieste linen, one of which was recovered. The accused was taken to Jersey to

await the actic a of the authorities.

On Tuesday right, James Daly, a boy 12 years of age, was run over at the corner of First street and the Bowery by one of the Third-avenue cars, and seriously injured, his left leg being nearly cot in two. It appears that a target company, bound for Harlem was on board the cars, and the boy, as alleged, stepped on the platform to accompany the excursionists. After riding some distance, James stepped or was pushed off the car, when he feil across the track, and one of the car-wheels passed over his leg above the ankle. The lad was conveyed to the Hospital, where he les in a very critical condition. He states that he was pushed off the car by some person to him unknown, but those who were on the car say he slipped and fell.

[Advertisement]
THANKSGIVING DAY AT BARNIM'S, -All the world will be at BARNUM'S MUSEUM to cay. All the world will take him wire and fanally there. They know where to be delighted. Capital is wand varied aminements in the Lectureto enjoy its blessed influence. Perhaps if she did, Lady, the Happy Family.

MUCH SIN AND SUFFERING might be avoided by a correct knowledge of our Mental and Physical condition, which can be obtained by an erasination at No. 300 Broadway, by FOWLER & WELLS.

THE METALLIC TABLET STROP-Invented by Gro. SAUNDERS, A. D. 1816—This, the ground article, has never been equaled for producing the keenest possible edge to a renor. Can be obtained at the subscribes and sole manufacture, p., J. & S. SAUNDERS, No. 7 Astor House.

GAS-GAS-GAS FIXTURES .- A large assortment of beautiful and entirely new deeigns will be found at our great Manufacturing Depot, No. 376 Broadway. The trade supplied at the usual terms.

ARCHER, WARNER & CO.

[Advertisement.]

QUERU'S COD LIVER OH. JELLY—approved

by the New York Academy of Medicine—potential all the vir-tues of pure God Liver Oil, and it taken without unpleasant taste. Physicians unacquainted with it are requested to call at his office and liversignts in ments. Office No. 135 that, PERVOUN, CLAY & Co., Wholessie Agents, No. 4 Fletcherst.

To Nervous Supperens .- A retired gentleman having been restored to health in a few days, after many year of great nervous suffering is willing to assist others by wends (free) on receiving a stamped cavelope bearing the applicant science a copy of the pre-cription used. Other the Religious M. Dagnatt, No. 106 Fulton st., Brooklyn.

BROOKLYN ITEMS.

THANKSGIVING .- To-day will be generally observed by our citiz-ne, in accordance with the recommon is tion of the Governor of the State. The Courts bave all adjourned until Friday; the public offices will all be closed, and there will be a general suspension of business. A number of target companies will make excursions to the country, and in the evening several balls will take place.

Mr. Hicke's Lecture.-Our readers will notice that Mr. Hicks, the Painter, will lecture at the Chapel in Brooklyn on Friday evening. Mr. Hicks unde a very successful debut as a lecturer before the Century Club, and, as he is a professional painter, will speak on the topic selected-"Art" as to the

A lecture upon "Our English as it is Spoken," with poetical idustrations, will be given by John Murray, jr., at the Brooklyn Polytechnic Institute, on Friday

GAS ON THE FERRY-DOATS .- A lecture on this subject, with experiments, is to be delivered at the Brooklyn Institute to-morrow evening.

THE COLUMBIA-STREET MURDER .- Coroner Redding yesterday ordered a post-mortem examination of the body of John Hart, who came to his death in consequence of blows inflicted, as alleged, by William Cu len on Tuesday evening. The body presented no outward marks of violence that appeared sufficient to have caused death. There was a cut under the left ear, a slight scratch on the neck, and two slight scratches on the check, which might have been caused by the firger nails of the young man with whom he had been fighting previous to being struck Cullen. There was also a discoloration about the breast and shoulders. The result of the examination proved that the deceased had died of concussion of the brain. The Coroner impanueled a jury, and then adjourned the inques until Friday. The accused, William Cullen, has not yet been arrested, although every exertion has thus far been made by the police to ascertain his hiding-place. It is supposed that he is secreted somewhere in New-York. The deceased was about 17 years of age and of slight frame, while Cullen is 35 years old, 6 feet 2 inches in hight, and weighs 236 pounds. His features are coarse and marked by smallpox. His hair is sandy, and cut

THE UNLICENSED LIQUOR DEALERS.-In the Court of Sessions yesterday the following persons who had pleaded guilty to seiling liquor without license, were severally sentenced to pay a fine of \$25. In passing sentence Judge Morris remarked that he dealt thus leniently with them, from the fact that they had violated the law while the question of its constitutionality was still pending before the Court of Appeals. But now, as that Court had decided the law to be constitutional, be should inflict the full penalty of the fine and in-prisonment upon all who had violated its provisions since that decision had been made. The defendants paid their fines and were discharged. Justice Schoonmaker objected to sentence, on the ground that the law required fine and imprisonment. He was over-

ASSAULT UPON A DEPUTY SHERIFF.-In the Court of Sessions yesterday, John Taggart was convicted of of assault and battery upon Laurence Hanly, at the which he paid. Farley was tried for as ault with intest to do bodily barm committed upon the same officer and at the same time. The Jury found him guilty of assault and battery with intent to kill. Connsel objected to the finding, and after consultation sent-nee was postponed notil Friday (to-morrow), to

sentence was postponed notil Friday (to-morrow), to which time the Court adjourned.

Accident to a Politiceman,—About 9] o'clock vesterday merging ateam of horses attached to a wagon which had been left standing in South Seventh Street, near Second, took it that a ran down the street toward the ferry. Officer John Understiller of the Second Procinc New York, as the affair, and tan out to stor them, but was knocked down by the houses and not over by the wagon, causing a fracture of one of his legs, about four inches above the large. The follows were storped more foundamplace, and the wounded man taken to a neighboring drug store, where he was attended by Drs. Smith and Brady, and sent to his hows. No. 118 Messerole street, by Mr C. W. Jones and officer Griffith. On arriving there it was found more sary to reset the high, as it had become displaced in removing him. The team is long of to Win Schneider.

Figure Lamp Explosion.—About 9] o'clock on

Figure Lamp Explosion.—About 91 o'clock on Theselsy hight a fluid lamp explicated in the greery store of John Siffs, corner of Moore street and Graham avenue, Eastern District. The fluid was thrown over the person of a customer intuit store, who ran into the street, when the Hauses were extinguished by Officer Robinson of the Sixth Precinct. He was not seriously injured.

A STEAM FIRE ESSISE .-- Zephyr Hose Company No. 4, F. D. have resolved to organize themselves into a steam fire chaline company, and have ordered of Guild, Garrison & Cs. a steam fire rights, the work for which has already been com-mented. The chaline will be produced at the expense of the

Ball.—The members of Engine Company No. 7, F. D., had a ball has evening at the Odeon, E. D., on which occasion a silver tumpet was presented to their ex-Foreman, Daniel Denevan.

NEW-JERSEY ITEMS.

A PAINFUL CASE.—In the case of Francis C. Sextor, on trial at Newark for the alleged rape upon the person of a Miss Wood of New York, A. V. Schenck, esq., on Monday, summed up for the defense. He alluded to the importance of the case to his chent as involving his liberty, honor, and the peace of more than one leving heart. He then paid a tribute to the just administration of law in New-Jersey, but said, while we should do justice, we should also guard against parties from other States using it to gratify their petty spites. He then alluded to the appearance of the complainant, and that she was calculated to excite sympathy, and asked the jury not to be influenced by sympathy, but only by the evidence. The State must prove physical force, and want of consent. He then reviewed the testimony to show wherein the State has failed, alleging that there was no proof of want of consent, nor of physical force, except by her statement alone. The surrounding circumstances do not indicate this, but rather the contrary; and the alleged violence was committed in a public place, where outery could be heard. He then reviewed the testimony, showing wherein she was guitradicted by other witnesses, and contending that her actions were such as to indicate that it was at most only an aggravated case of seduction.

The comusel pleaded that the prisoner was entitled

such as to indicate that it was at most only an aggra-vated case of seduction.

The counsel pleaded that the prisoner was entitled to every legal doubt, and argued that the complain-ant was previously a theater-going character, and was not such an innocent girl as the State assumed. He closed his speech with an earnest appeal to the Jury to abide rolely by the evidence, and not to be influ-enced by any sympathy, and give the defendant the benefit of any doubt.

Cortlandt Parker, esq., then proceeded to sum up

benefit of any doubt.

Cortlandt Parker, esq., then proceeded to sum up on the part of the State. He proceeded to show the importance of the case, not only to the prisoner, but also to the public, stating that if the Jury found by the evidence that the offense had been committed, it was a duty they owed to themselves, their wives, their daughters and society, to convict the defendant. He then portrayed the course of the prisoner in reducing the complainant from home—like a screent fixing his basilisk eyes upon a poor bird; the bird flutters and take the inquest is expressed in the notice of trial.

flies nearer and nearer the screent, until at last it comes

within reach of its fangs and is sacrificed.

He then proceeded to examine the evidence, showing wherein the complainant was corroberated, and witerin and by whom contradicted. He paid a handsome tribute to the manner in which the complainant had stood her examination. He said that he did not contrad that she had acted prudently, but he did contrad that she had acted prudently, but he did contrad that she left home with this man and came to this city without an idea of wrong, relying implicitly on the prisoner as being a naval officer—one from a class of men whom she respected and loved, from which class she had received a proposal of marriage. He showed how, having entrapped her here, his honor as a naval officer was pledged and violated by the prisoner.

He contended that subsequent consett to the ravisher was not an excuse for him, but that in this case it only aggravated the wrong, as showing how he played on her feelings, still striving to induce her young and comfining heart to lean on him so that he could further gratify his passion. Mr. Parker closed by an earnest appeal to the Jury to consister well the evidence in connection with her confiding character, and stated that he could not think how they could fall to convict.

The Ludge charact the Jury briefly. He stated the

The Judge charged the Jury briefly. He stated the law in this case and reviewed the evidence. He told the Jury to weigh well the evidence, as the importance of the case demands a fair and impartial hearing for

both sides.

The Jury retired at 7 o'clock p. m., and returned at about 9 p. m. with a verdict of "Guiley."

On the recention of the verdict the prisoner was very much affected, and his wife, who was also in Court, appeared to be completely overcome.

QUARTERLY REPORTS. - The Chief of Police of Jer-QUARTERLY REPORTS.—The Chief of Colice of Jersey City is ports that \$12 arrests sevie made for the quarter endira Nov. 1, for the following offeness: Assault and battery, \$6 agrant on officers, 6; burgary, 7; Bastardy, 1; disorderly conduct, 18; expessing person, 1; fighting in the street, 21; fraud, 1; felonious assault, 2; grand larveny, 21; moultine females, 1; intoxiciath in \$21; intoxiciation and discretery conduct, 191; malusions make here, 1; put larveny, 21; picking onclets, 1; counterfeit money, 7; southfolm of their, 5; threatening life, 1; violation of ordinances, 15; variatory, 16.

Of the above, 40 were bern in Ireland; 31 in the United States 12 in England; 10 in Scotland; 22 in Germany, and 1 uniterests.

State: 12 m Lr pana, it is Social.

There were 351 persons taken before the Recorder for the quarter. Of these, 210 were sentenced to impresonment and ill dischs rot. Flues collected, \$4.00.

The num ber of immures in the Alms House during the last quarter was 100, of which 57 were male adults, \$9 female adults, and 53 children. The expenses of the institution during the quarter were \$1,402.15.

THANKSGIVING SERVICES.—Services are to be held to day in the several Dutch Reformed Churches; also at the First Congregational Church in Franklin Hall, in Jersey City.

LAW INTELLIGENCE.

UNITED STATES COMMISSIONER'S OFFICE.-Nov. 17 .-Before Mr. GEO. W. MORTON.

THE POST-OFFICE ROBBERY. Henry Reed, one of the night clerks in the Post-Office in this city, whose arrest for embezzling letters from the Post-Office was recorded in THE TRIBUNE & few days ago, was examined before United States Commissioner Morton, who committed him for trial.

SUPREME COURT-CHAMBERS-Nov. 17.-Before Judge

SUPREME COURT-CHAMBERS-NOV. II.—Before Judge
DAVIES.
THE EVERGREENS IS COURT.
In the matter of the Cemetry of the Evergreens.
This was an application for the Court to establish
the election of John Hoope, Thomas Palmer and
David Lyne an Trustees of the Cemetry of the Evergreens. Mr. Hoope in his petition states that there
are seven Trustees to marage the Association, three
if whom ware required to be elected by the persons ere seven Trustees to marage the Association, three of whom were required to be elected by the persons possessiz lots in the Cemetery on the first Monday in October last. He claims that at each election be and Thomas Palmer and David Lyne were elected Trustees for three years from the first Monday in October, 1858. The Inspectors of the election gave them their certificates as Trustees, and they profess to be willing to enter upon their duties at once, but are procluded from so doing by Samuel E. Johnson, Edward Copeland, Herry L. Cathert and Sylvester M. Beard, whorefuse to recenize their rights, and deny them the land, Herry L. Cathert and Sylvester al. Beard, who refuse to receptize their rights, and deny them the privilege of exercising the functions of their office, but have associated themselves with Robert G. Thursby, Orson H. Smith and T. H. Duryea upon the pretense that the last-mentioned persons are the duly elected Trustees of said Association. Judge Daviss ordered the case to be referred to Ex Judge Kent to take week &c. and to rener to the Court. take proofs, &c., and to report to the Court.

S. Sanxay for petitioner; Marvine and Prime op-

Before Judge CLERKE.

Wm. C. Amerman agt. D. H. Burtnete.-Motion Jas. Tucker agt. Samuel P. Williams.-Motion for ference granted; costs to abide event.

The Hydevide Marble Co. agt. Elizabeth T. Deming al.-Metion granted, without costs.

Benjamin F. Bieckman et al. agt. Wm. J. McCorack et al.-Metion to set galde attached. Alfred W. Baldwin agt. Emma Baldwin.-Judgment

Before Judge Isonanam.
Close & Smith agt. Warner.
The answer served was, in fact, a compliance with the rule.

The whole of it, except that which sets up a counter claim could be storblen out on motion, or if the parties go to tria pan't, it could be held to admit the plaintiff, claim. The reason of that it, that the answer denies the purchase of all the goods to the amount of the order, and at the price, &c.

reason of that is, that the answer denies the purchase of all the goods to the amount of the order, and at the price, &c.

This is not good pleading.

As the defendant has given security, I think the answer may stand on the terms he recofere ordered. Plaintiffs' cost of this motion to abide event and the judgment to stand as security.

Valentine Luts and Maria, his wife, ast Freedrick Moyers, Caption of the simp for the simp for the way for the contain of a packet ship plying between New York and London, engaged as a common carrier for the purps so of transporting passengers, &c. to such from those ports. That while Mrs. Luts was a passenger in hoof add ship during the mouth of August 1851, the Captain was negligent of his duty, in consequence of which some plants of timber fell upon plaintiff and injured her severely, for which she claims damages. The defense was a general denial. Verdiet for plaintiffs for \$500.

SUPREME COURT-CHAMBERS-Nov. 17.-Before Judge

SUPREME COURT—CHAMBERS—Nov. 17.—Before Judge
Davies—Unctstoss.

Saitus act. Thompson.

The plaintiff having recovered judgment in this
came, and an execution thereon having been issued and return
instituted, they instituted proceedings before the County Judge
of Eric County, pursuant to the prevalence of section 200 of the
Code. This section authorizes the application to be made to a
Judge of the Court, or to a County Judge of the county to which
the executant issued, requiring the debtor is appear before such
Judge within the county to which the execution issued, to
inswer concerning his property. Instead of the order requiring
the attendance of the judgment debtor, the Judge (meaning evidently the Judge to whom the critical application had been
made, and who had initiated the proceeding) may upon proof
of drainy, the, faste a warrant to arrest the debt re and oring
him before such Judge. Upon being brought be fore the Judge
he may be examined on eath; the may be ordered to enter into
an undertaking that he will from time to time attend before the
Judge as he shall direct, and in default of such undertaking he
may be examined to warrant of the Judge as for a contempt.

There can be no foult, I think, from the periods of this section, that its plain meaning is that all the school ent proceedings are to be taken before the sime Judge who initiated the
proceedings. After they are commenced, the subsequent proceedings are to be taken by or before the Judge, clearly indicating thereby the cone who commence them. When we come to section

24, the same idea it maintained. It declares that after the
souling or return of an execution, Ac., and upon an afflavit
that any pers. In or corporation has property of the judgment
debter. It is thus some tools an application from an order is not,
as in ection 292, to a Judge of the Court of a County Judge,
but to the Judge, ceasily implying a continuation of the previous
proceeding, and that the application must be made to the Judge
of the Court made as more than the is

The principle governing the processing and District, as section 21 of the Code previded that every proceeding commenced by the code of the Jodges in the First Juddinal District may be continued before another with the same effect as if commenced before him.

An order will therefore be entered vacating the order made by me in this cuse dated Sept. 19, 1858.

Be are right, Genner.

The defendant in this case was arrested under subdivision 3 of section 179 of the Code. His sireties failed to justify, and the Sheriff, therefore, became his hall. This is by section 201 of the Code, and as held by Justice Ingraham in Sautos agt. Managere, 3 Had. 128.

20) of the Come, and as held by Justice Ingraham in Santon agt.
Marcaurer, 9 Had. 188.
The Sterilf has, therefore, all the rights of ball, and the same rights as though he was the bail and had justified.
One of the rights thus secured to bail by section 188 of the Code is to surrender their principal. That the Sherilf has done live by the rearnest of the defendant, his principal; and that he can do this, I think is well settled by the case cited above.
But it seems to me that such surrender can have no greater effect than if made by the ball; and what such effect is, will be seen by the last clause of subdivision 2 of section 188 of the Codesem by the hast clause of subdivision 2 of section 188 of the Codesem by the hast clause of subdivision 2 of section 188 of the Codesem by the last clause of subdivision 2 of section 188 of the Codesem by the last clause of subdivision 2 of section 188 of the Codesem by the Last clause of subdivision 2 of section 188 of the Codesem by the Last clause of subdivision 2 of section 188 of the Codesem by the Last clause of subdivision 2 of section 188 of the Codesem by the Last clause of subdivision 2 of section 188 of the Codesem by the Last clause of subdivision 2 of section 188 of the Codesem by the Last clause of subdivision 2 of section 188 of the Codesem by the Last clause of subdivision 2 of section 188 of the Codesem by the

mace, and the motion to discharge min mace, and the motion to discharge min motion for these cases to set aside inquests taken therein and juego enterheron. The inquests were taken at the therein and juego enterheron. The inquests were taken at the september Circuit, 1888. The plaintiff did not notice the causes for trial at that Circuit. The defendant did notice them. They were called on the Tist of September, and on plaintiff is motion were duled on the Tist of September, and no plaintiff is motion the day calendar, were called, and no one appearing on the part of the defendant an inquest was taken in each plaintiff proceed. The quantum presented for decision is, can be plaintiff proceed to take a impose to a circuit as which he has not noticed the case for trial, and when he has been called there only on the decision decision for the case.

In the present case the party taking the inquest has given no notice of his intention so to do, and has given no notice of trisk. It is very clear to my mind that he could not do so in the ab-sence of such testar. series of such netter.

It was organ on the arguments that the case of Ray agt.

Thompson, f How, 250, was an an hority to sustain the practice

It was orand on the arguments that the case of hay action property of their 230, was an an hority to surain the practice in these cases.

But an examination of that case will show that it decided only that, when the plaintiff neglects to notice a cause for trial, according to the form and practice of the Courts, the defendant, or an afflicted showing that the case was at least, and that at the term for which would to have been an active, and that at the term for which would to have been an active younger takes had been their most made as a matter to dismiss the complaint. Earthe those beld that, when a defendant claims afformative reals flegal or equitable, the duty of a action in bringing the cause for trial, devolves aron it in.

In these cases, the paintiff, the cuttific alimself us he an action, and to move on the causes, must have noticed them. The defendant was under no chilistica to will the whole circuit, to see if the plaintiff would move the causes when he had not noticed them. The defendant was under no chilistic to wait then, compelled the plaintiff to watch the causes, as, if he did not answer, they might be dominised. But the plaintiff could take no affirmative action unless he noticed the case for trial on his own behad. Hence of the opinion, and hold that the inquests taken in this cause were tregular and must be set ando.

COURT OF COMMON PLEAS-Nov. 17.-Before Judge DALY: SUIT AGAINST THE NEW-HAVEN RAILEGAD COMPANY

ere triegular and must be set aside. They are accordingly set aside, but without costs.

SLIT AGAINST THE NEW-HAVEN RAILROAD COMPANY DISMISSED.

With Dasley agt. The New York and New-Haven Railroad Co. Plaintoff alleged that while he was crossing the track near Mount Vermon, Westchester County, a becommitive struck him and injury of him severely. That such injuries were caused by the negligence of the defendants. The defense set up that plaintiff her in bosiness on the track and that the accident was occasioned by his seen neglect. After the testimony for plaintiff had closed, on motion of C. W. Noyes, the complaint was demissed.

COURT OF GENERAL SESSIONS-Nov. 16,-Before the

COURT OF GENERAL SESSIONS—Nov. 16.—Before the City Juess.

The trial of Narcy Hood for arson in the first degree, was resumed to day. Two witnesses were examined for the deformer, with the view of preving that the complainant, Joseph Hood, and the prisses of several policy and a strong charge by the Judge satisfact the prisses. Sere married, but no proof was addinged. After a laborious symming up by commet, and a strong charge by the Judge satisfact the prissoner, the Judy and a strong charge by the Judge satisfact the prissioner, the Judy and a few minutes be force of obelek returned into Court with a verdet of Gilly of Arson in the second degree. The punishment for this offense cannot be less than exam years.

Pulcerman Courtes, who show the 'thousen-reman Hollis,' was halled to-day in \$410.650 by Mr. H. T. Capen. But subsequently the Grand Jury dismissed the complaint against him, so that the heavy ball imposed on him by Judge Russel is of no account.

BRADY-TAPPER-On Thesday, Nov. 18, by the Rev. High Brady, Stephen J., eldest son of Andrew Bridy, esq., to Hannah Webb, daughter of David Tapper, all of this city.

CRUCKSHANK-HOWELL-On Wednesday, Nov. 17, at the Church of the Learnation, by the Rev. Henry Eghtson Montgomery, Mr. George Ciunch keink of this city, to Septims, daughter of Thomas Howell, esq., of Broatcume Hunse, Carpenn, near Lendon.

CARPENTER. 10-000.

Clapbam, near Lendon.

CARPENTER—HORTON—At Lake Mahopac, on Monday,
Nov. 15, by the Rev. Mr. Fostev, Mr. Edward O. Carpenter of
New York, to Miss Annie Horton of the former place.

DAVIS—SHEFFIELD—On Wednesday moretine Nov. 17, by
the Rev. Mr. Booth, Mr. Samuel W. Davis to Miss Phebe A.,
daughter of D. Sheffield, all of Darien, Conn.

daughter of D. Sheffield, all of Daries, Conn.

LLOYD—HttGGINS—In Bridgeport, Conn., on Friday, Nov12 by the Rev. J. M. Ferree, Wan, A. Lloyd, esq., of NewOrleans, La., to Miss Virginia Higgins of Bracklyn, N. Y.

LAWRENCE—PENTZ—On Treaday morning, Nov. 16, at
St. terorie's Church, by the Rev. Stephen H. Tyng, D. D.,
John S. Lawrence to Sarah J., daughter of the late Daniel C.

Peutz, esq., all of this city.

Peutz, esq., all of this city.

MURRAY-MURPHY-On Menday evening, Nov. I, by the
Rev. James Millett, at his residence, Mr. Francis Murray,
late of Scotlant, to Miss Mary Morphy of this city. MILLER-TOLEFREE-In the city, on To-sday, Nov. 16, at the Church, by the Rev. S. D. Burchard, Mr. J. Anderson Miller of New-York, to Miss Eliza J. Tolefree of New-Jersey. MILLER-BURRIDGE-At White Plains on Monday, Nov 15, by the Rev. Dr. Teese, Mr. Alexander P. Miller of this

MILIER - SURRIDGE - A. Mr. Alexander P. Miller of this city, to Miss Julia Burridge of the former place.

STUDWELL - CROCKER - At Fairfield, Conn., on Tuesday, Nov. 16, 1836, by the Ray, Alexander McLean Dwight Studwell of Brooklyn, to Miss Anna Maria, second daughter of Capt. C. K. Crocker of the former place. SARMIESTER-ROBERTS-On Tuesday, Nov. 16, by the Rev. Henry Roberts Chairs F. Sakmirster to Harriet S., daughter of Wm. A. and Lucinda Roberts, all of this city.

WHEELER-MILES-On Tuesday, Nov. 16, at the Taberna-cle Baptist Church, Second avenue, by the Rev. E. Lathrop, Mr. Theodore P. Wheeler of Brooklyn, L. I., to Miss Amanda E. Miles of this city. WILLIS—JEROME—In the Presbyterian Church, Janusica, L. L., on Wednesday, Nov. 17, 1858, by the Rev. J. R. Alliger of the Reformed Dutch Church, Mr. Wm. Alfred Willis of North Hempstead, to Miss Martha J. Jerome of Hempstead Brauch, L. I.

DIED.

BAKER-In this city, on Sunday, Nov. 14, Richard Baker, aged 43 years, 10 months and 13 days.

DAVIS-In this city, on Thesday, Nov. 16, after a long and painful tilines, Hermann Davis, aged 41 years and 9 months. DECKER-In Williamsburgh, on Tuesday, Nov. 16, Dorothy Decker, causiter of Joseph and Euseline Decker, in the 19th

DECKER—In Williamsburgh, on Tuesday, Nov. 10, 1000my
Decker, doughter of Joseph and Emeline Decker, in the 10th
year of herage.

GARDINER—On Wednesday, Nov. 17, Mrs. Mary Elizabeth,
write of Samuel Gardiner, aged 31 years.

Funeral from her late residence, No. 182 Chrystie street, on Friday at 1 o'clock p. 10.

LIME—In Brooklyn, on Tuesday, Nov. 16, after a short illness,
Thomas Limb, in the 30th year of his age.

McGRATH—In this city, on Tuesday, Nov. 16, after a short
and severe illness, Catharine, the beloved write of Thomas
McGrath, aged 34 years.

ROSS—At Yorkville, on Tuesday, Nov. 16, after a long illness,
borne with Christian fortitude, Ann Ross, aged 2 years.

The friends and acquaintan see of the family are invited to sitend
her funeral at her late residence, Eighty fourth armet, bet seen
Tird and Fourth avenues, at 2 o'clock p. m., on Thursday.

REA—In this city, on Tuesday, Nov. 16, of hooping cough,
Alice, doughter of Andrew V. and Mary J. Rac, sged 3 months.

SHEPARDSON—In Jersey City, on Wednesday, Nov. 17,
Frederick McLeod, only child of Jane A. and Sman M. Shepardson aged 10 months and 27 days. Frederick Dictions, the months and 27 days, ardson aged 10 months and 27 days.

The relatives and frience of the family are invited to attend his funeral on Friday, Nov. 19 at 105 o'clock a.m., from the residence of his parents, No. 30 Morris atreet.

Therefore, Nov. 4, Peter

residence of his parents, No. 32 Motris access.

SCHMIPT—In Pittsburgh, Pa., on Thursday, Nov. 4, Peter Schmitt, formerly of the city of New-York.

VOOT—In Williamsburgh, on Tuesday afternoon, Nov. 16, Sarah, second daughter of George and Sarah W. Vogt, and grand-daughter of James A. Fyne, aged 12 years and 11 days. WEST-On Wednesday evening, Nov. 17, John C. West, in

the 34th year of his age.

His friends and those of his brothers are invited to attent his funeral on Friday at 15 o'clock, from his late residence, No. 15 West Skitecath street. His remains will be conveyed to Greenwood Cemetery.

WILDE—In Williamsburgh, on Wednesday, Nov. 17, Mrs. J. A. Wilde, widow of the late John Wilde, formerly of Bloometers.

COMMERCIAL MATTERS.

Sales at the Stock Exchange..... Nov. 17.

| 100 | de | 100 | 100 | de | 100 | 100 | de



leading operators, who, taking advantage of the large line of short stock put out within the last fortnight, are disposed to try the effect of a sharp-turn upon the sellers. Outsiders have as yet taken but little intere t in the operations, but are very likely to be attracted, if the movers have courage and strength enough to follow up the advantage already established; and the bears are in a position to be forced into a support of the narket from the oversales to which we have made frequent reference of late. The decline has been severe, and in some cases, perhaps, unwarranted; but it it is courting too much upon the confidence and nerve of stockholders to suppose that they can look upon the startling dimicution of business upon many of the leading railways of the country without manifesting some distrust and alarm. When the causes of this disturbance in public confidence really cease to exist, and the roads demonstrate by practical results, that they are convaluscing from the effects of a wide-spread disorder, they will recover in the estimation of the public quite as rapidly, no doubt, as the circumstances warrant; but any attempt to conceal the glaring, self-evident, but no loobt temporary, poverty of traffic, is simply absurd. Transactions at the First Board were tolerably large in New-York Central, Reading, Galena, and Rock Island-the two first-named displaying considerable strength as the calls progressed, while the two last, though slightly better under the purchases for short account, dragged a little at the highest figures of the morring, and scarcely participated in the generally promising appearance market. Reading was very firm, although the sales appeared to be mainly in Philade phia. account. The forthcoming statement of the business of the year is stated unofficially to show a gain of \$50,000 in its pet profits over that of 1857. Michigan Central was firm and in demand, advancing to 531 egainst considerable opposition on the part of the bears. Michigan Southern Preferred went up to 52, but the common stock did not share in the improvement quite so decicedly, and neither were especially active. Illinois Central was steady but dull at from 791 a So. Panama was firm and rather scarce at 120. Pecific Mail sold at 105 in the merning, but fell off a fraction in the atternoon-the delay in declaring a dividend possibly creating some distrust as to the result of the negotiations pending between the Company and Commodore Vanderbilt, Ericadvarced to 16; but was not prominent in the transactions. The October earnings, it will be noticed, stow a small increase over the corresponding month of 1857. Harlem old and Preferred shares advanced [each. At the Second Board, New York Central was stronger, and advanced to 83], and Hadson River also improved a fract on, but for other shares the market was a little irregular, though tolerably firm at the class. The bond movement of the day was an improving one throughout, and prices for State stocks and well approved Railway bonds are generally higher. After the adjournment of the Board, some of the leading stocks gave way a little, but the concessiors were not important. The closing prices were for New-York Central 831 #831; Eric 17 #171; Harlem 12] # 13; Michigan Southern 22] # 224; Preferre 1, 51 | # 51 | Reck Island, 62 | # 62 | Galena, 72 | # 70 | Hudson River, 33 | # 34; Reading, 51 | # 52; Cumberland, 221 a 224; Panama, 120 a 1204; Pacific Mail, 1014 2 1014; Missouri 6, 80, 2 90, &c.

There is nothing of importance doing in foreign bills

and the market is steady at 108 & 1091 for Sterling; 5 20 @ 5.15 for Francs.

Freights to Laverpool: 400 bbls. Rosin at 2s.; 50 turs Bone Black at 15s. To London: 50 tuns Bone Black at 50s.; 200 boxes Cheese at 30s.; 123 threequarter boxes Tobacco at 2s.; 200 bbls. Rosin at 2s. 6d.; 300 bbls. Crude Tarpentine at 2s. 6d.; 60 tes. Rice at 20s. A ship to St. Catharine's with Coal at \$10. A vessel to South side of Cuba and back, 260 tuns, at \$40 for Sugar and \$2.75 for Molasses. A vessel of 300 tuns out to Curacea on private terms.

The business of the Sub-Treasury was: Receipts, \$82,762 63-from Customs, \$58,000; Payments, \$143,-040 89; Balance, \$7,571,224 23.

We notice with regret the death of Mr. Robert Strong, for forty years connected with the City Bank, as Coshier and in other departments. After Mr. Newboid of the America, recently deceased, he was the oldest bank officer in the city. Mr. Strong was a man of the sternest integrity, and has left a vacuum in the backing world not easily filled. The vacant Cashiership will probably be given to Mr. Cartwright, the present Assistant Cashier.

Altert H. Nicoley's regular daily au tion sale of streke and bonds will take place on Friday, November 19, at 12] o'clock, at the Merchants' Exchange. S. Draper's rext auction sale of bonds and stocks will take place on Friday, the 19th inst., at 121 o'clock at the Mercrauts' Exchange.

The earnings of the New-York and Eric Railroad for October were as follows:

November, 1857. The earnings of the Pennsylvania Railroad during the month of October, and since January I, were as

follows: Gress Earnings. Expenses. Net Farnings.
October, 1857. #53.004.56 \$271.502.64 \$192.104.92
October, 1827. 386,904.17 259.621.95 137,882.21 The Canal Department of the Pennsylvania Railroad Company shows the following receipts:

Increase.... \$3,873.86

Not owned for same period last year. Mesers, Taylor Bothers, No. 76 Wall street, quote Land Warrants as follows:

The movement of the Banks in the four principal cities of the Union, in which weekly reports are made,

as shown by their last statement, is as follows: As shown by their last statement, is as follows:

N. Y., Nov. 13. 4 127.027.319 438,342.321 426,009,277 47,973.432

Boston, Nov. 15 26,344.00 22,744,969 9,241,609 6,709,000

Philadel, Nov. 15 29,256.675 17,109,949 7,476,48 2,289,079

N.Ori's, Nov. 6 19,107,801 18,229,805 12,549,362 7,355,714

The business of the Clearing-House to-day was

\$21,660,650. The movement of specie to the South continues, and the Philadelphia will take \$500,000 or \$600,600. Meanwhile, specie continues to come in from Philadelphia and Baltimore; one parcel of \$100,000 was received to-day. There will ness done in the street to-morrow; the banks, & ..., not being open, and the Stock Board having adjourned to Friday. There is no charge in money, excepting, perhaps, increased abundance. Call loans are very easy at 425 F cent, and in some cases even

In relation to Dry Goods, The Ind pendent says: In relation to Dry Goods, The Independent says:

There continues a strong disposition to close out stocks, even by any sacrifice in prices, by importers and commission houses; but this holds out little inducement to the general tradicto buy, as large purchases must be held over for another season. The receipts of Spring goods continue. Thanksgiving week is always a dull week among jobbers, and the demand for goods of any kind is very limited. This State and